GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants - Disciplinary Proceedings initiated against Sri M.S.D.Sudhakar, former Tahsildar, Nagalapuram (M), Chittoor District - Dereliction of duties - Article of charges issued - Inquiry officer appointed - Inquiry officer report submitted - Charges proved - To impose a penalty of "withholding of 5% of monthly permanently" - orders - Issued.

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REVENUE (VIGILANCE.III) DEPARTMENT

G.O.Rt.No.489

Dated:19.05.2023
Read the following:

1. G.O.Rt.No.370, Rev (Vig.III) Dept, Dt:30.03.2020.
2. Explanation dt:22.07.2020 of Sri M.S.D.Sudhakar, former Tahsildar, Nagalapuram (M), Chittoor District.
3. G.O.Rt.No.675, Revenue (Vig.III) Department, Dated:26.08.2020.
4. From the Collector & District Magistrate, Lr.ASEC0DP/57/2018/A2, Dt:27.05.2021 along with the enquiry report dt:15.05.2021 of the Joint Collector, Chittoor.
5. Govt.Memo.No.LANA0CCLV(DISC)/22/2020-Vig.III(2)-2, Dt:29.06.2021.
6. Explanation Dt:15.09.2021 of Sri M.S.D.Sudhakar, former Tahsildar, Nagalapuram (M), Chittoor District.
7. Govt.Memo.No.LANA0CCLV(DISC)/22/2020-Vig.III(2)-3, Dt:04.04.2022.
8. Explanation dt:27.06.2022 of Sri M.S.D.Sudhakar, former Tahsildar, Nagalapuram (M), Chittoor District.
9. Govt.Letter.No.LANA0CCLV(DISC)/22/2020-Vig.III(2)-5, Dt:18.08.2022.
10. From the Secretary, APPSC, Lr.No.GAD03-APPSC0DCC/78/2022- DC.SEC - APPSC, Dt:21.09.2022.
11. Memo.No.LANA0CCLV(DISC)/22/2020-Vig.III(2)-6, Dt:03/11/2022.
12. From Sri M.S.D.Sudhakar, former Tahsildar, Nagalapuram (M), Chittoor District (Retd).

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O R D E R:

Whereas, in the reference 1st read above, Government have initiated disciplinary proceedings against Sri M.S.D.Sudhakar, former Tahsildar, Nagalapuram (M), Chittoor District, for making irregular online entries for the bogus DKT pattas without any proceedings in respect of the land in Sy.No.27/2, 27/4, 27/5, 27/6, 27/7, 27/10, 27/11 of Kadivedu Village of Nagalapuram Mandal, Chittoor District. The Charged Officer(CO) has submitted written statement of defense denying the Charges. As the explanation of the CO is not convincing Government have appointed the Joint Collector, Chittoor as Inquiry Authority to inquire into the charges, vide reference 3rd read above. In the reference 4th read above, the he District Collector, Chittoor has submitted the inquiry report of the Joint Collector, Chittoor wherein the inquiry officer has held that the charge is held proved against the CO.

2. After careful examination of the findings of the Inquiry Authority, Government have accepted the same and a copy of the Inquiry Report was communicated to the CO under Rule 21 (2) of APCS (CC&A) Rules 1991 r/w Rule 9 of the APRP Rules, 1980 with a direction to submit his representation, if any, on the findings of the Inquiry Officer, vide reference 5th read above. Accordingly, the CO has submitted his explanation reiterating his earlier contentions and also submitted that when the Tahsildar of Nagalapuram was contacted about the assignees files, he informed that such files have not been available and the DKT pattas issued to the assignees were cancelled and webland entries were also deleted under mistake of facts. It is clearly noticed that the assignees have managed the computer operator and with his help they got bogus entries in webland. Therefore, he has requested to drop further action against him.

(P.T.O)

3. Government, after careful examination of the matter, have provisionally decided to impose a penalty of "withholding of 5% of monthly pension for a period of two years" against Sri M.S.D.Sudhakar, former Tahsildar, under Rule 9 of A.P.Revised Pension Rules, 1980. Accordingly, vide reference 7th read above, a show cause notice has been issued to him to show cause as to why the proposed penalty should not be imposed against him. In reply, the CO in his explanation dt:27.06.2022 has requested to drop further action by treating his mistake as the first mistake. After examining the further explanation of the CO, vide the letter dt:18.08.2022 necessary proposals has been sent to the Secretary, APPSC with a requested to place the proposals of the Government before the Commission for their concurrence.

4. In the reference 10th read above, the Secretary has submitted that after careful examination of the proposal in the light of the records made available, Commission opined that the quantum of punishment does not match the grave misconduct or negligence of duties exhibited by the Charged Officer and proposed to enhance to 5% permanently and advised accordingly.

5. After considering the advice of the A.P.P.S.C and obtaining the orders of the competent authority, it is provisionally decided to impose a penalty of "withholding of 5% of monthly pension permanently" against the CO. Accordingly, vide reference 11th read above, a revised show Cause notice has been issued to him as to why the proposed penalty should not be imposed against him. In reply, in the reference 12th read above, the CO has submitted explanation reiterating his earlier contentions and requested to drop further action against him on humanitarian grounds.

6. Government, after careful examination of the matter, have decided and hereby impose a penalty of "withholding of 5% of monthly pension permanently" against Sri M.S.D.Sudhakar, former Tahsildar, Nagalapuram (M), Chittoor District (Retd), in terms of Rule 9 of Andhra Pradesh Revised Pension Rules, 1980 in this matter.

7. The Chief Commissioner of Land Administration, A.P., Mangalagiri/ the Collector & District Magistrate, Chittoor shall take necessary further action in this matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

G. SAI PRASAD
SPECIAL CHIEF SECRETARY TO GOVERNMENT (FAC)

To
Sri M.S.D.Sudhakar, former Tahsildar, Nagalapuram (M), Chittoor District **through** the Collector & District Magistrate, Chittoor.
The Chief Commissioner of Land Administration, A.P, Mangalagiri.
Copy to:-
The Collector & District Magistrate, Chittoor.
The Accountant General, Vijayawada.
Sf/Sc.

//FORWARDED::BY ORDER//

SECTION OFFICER